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Date of Deposit: May 15, 2002

ATTORNEY'S DOCKET NO. B00662/70036 (JRV)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Inouye et al.

U.S. Serial No.

10/049,935 Unknown

Conf. No. : Int'l Application No. :

PCT/US00/22086

Int'l Filing Date

11 August 2000 (11.08.00)

Priority Date

17 August 2000 (11.08.00) 17 August 1999 (17.08.99)

Title

METHODS AND COMPOSITIONS FOR RESTORING ANTIBIOTIC SUSCEPTIBILITY IN GLYCOPEPTIDE-

RESISTANT ENTEROCOCCUS

Box PCT Commissioner for Patents Washington, DC 20231 Adjustment date: 05/21/2002 SNAJARRO 02/26/2002 HNGUYEN 00000022 10049935 04 FE:198

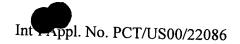
PETITION TO REVIVE AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR §1.137(b)

- 1. This application became abandoned on February 19, 2002, due to the payment of insufficient fees to timely enter the National Stage in the United States. A check for \$430.00 was enclosed with the filing papers to cover the national stage filing fee (small entity). The national stage fee for this application was then, and is now, \$445.00. Enclosed herewith is a check that includes \$15.00, which is the balance of the correct filing fee of \$445.00 less the \$430.00 previously paid.
- 2. The petition fee set forth in 37 C.F.R. §1.17(m) for small entity applicants is enclosed herewith.
- 3. Applicants never intended to abandon this application, as evidenced by the payment of a national stage fee (albeit an incorrect amount). The entire period of delay from the due date for entry into the National Stage (February 19, 2002), though the receipt of the Notice 05/21/2002 SNAJARRO 00000157 10049935

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445.00 DP

' Serial No.: 10/049,935



of Abandonment (May 13, 2002), until the filing of a grantable petition under 37 C.F.R. 1.137(b) (May 15, 2002) was unintentional.

4. A check in the amount of \$655.00 is enclosed to cover the balance of the small entity national stage entry fee of \$15.00, plus the \$640.00 fee to cover the Petition for Revival. Please charge any deficiency in the fee to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this Petition is enclosed.

Respectfully submitted,

John R. Van Amsterdam

Reg. No. 40,212

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Attorney's Docket No. B00662/70036

Dated: May 15, 2002

XNDD

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640.00 OP